EXHIBIT 1

Dockets.Justia.com

Plaintiff: Tetyana Nazaruk

274 w 200s apt43

Salt Lake City, Utah, 84101,USA

#1
Defendants: eBay Inc.
2145 Hamilton Avenue
San Jose, California 95125

#2ACE COINS

3319 AVENUE OF THE CITIES

MOLINE, IL. 61265

#3 Robert Baganz nick in ebay greatupnorth (no info)

Claim about restore of my reputation and human dignity and compensation in

amount $13000000 (thirteen millions of dollars)

I'd like to file a claim against defendants, who abolished my civil rights on base of Constitution of United States of America.

On ebay acecoins put feedback with abusive words, which are connected with my national background. He did it twice, according to copy of internet page (attachment #1). He wrote me e-mail with more abusive words(attachment #2). He wrote about his support by one of ebay's representative(attachment #2). I contacted ebay and stress, that they cannot allow anybody to propagandize national discrimination on their pages. They didn't answer on this e-mail. I asked them to stop this guy, because he used ebay to throughout this appeal to national discrimination in USA. I asked them, is it policy of ebay to support such people? I didn't get any answer. I'd like court can decide about it. Common practice says, if ebay didn't answer on my e-mail, it shares this point of view. Further actions of ebay can demonstrate, they do racist policy. Ebay and acecoins had preliminary agreement. They destroyed my reputation and human dignity among hundreds people, I had deal with. It was happened in greatest democratic country of the world-USA. They had infringed the reputation of USA. I ask court to protect me from racist attacks and national intolerance on ebay pages. This site is visited by millions of peoples in the world. What these people can think about democracy in USA?

When I noticed ebay, I was going to sue them, they stopped my activity on ebay and supported acecoins (attachment #3 and 4). Ebay's actions mean their racist position in my case.

American laws avoid the discrimination of people on national, race, religious principles.

I'm permanent resident of USA and a person, who has equal rights with Americans, who were born here.

I'd like to get decision of court about such expressions:

There are acecoins words about me: THSI PERSON NEEDS TO GO BACK FROM WHAT EVER PLANET THEY CAME FROM!!! (2006, February 16) and

PLEASE GO HOME TO YOUR PLANET AND STAY OFF EBAY!(February 20, 2006) (attachment #1)

This is e-mail from ***wolfes014@aol.com,*** who is director of acecoins according registration form in ebay.

He wrote by his words (attachment of his e-mail #2):

Go back to your own country, obviously by the way you speak you are not from America and as for contacting eBay, I am a POWER SELLER, I have my own representative who contacts me personally. Believe me I have already let her know about you. Do you think they want to deal with little idiots like you or people like me who make them thousands of dollars a month.

Also I have spamed your email and blocked you from everything.

If ebay and acecoins allow such expressions, they should be responsible for them.

If ebay made privileges for some members, it cannot abolish rights of others.

I'd like to add some more info about this case. This acecoins has ebay protection, because all my remarks about his activity have been withdrawn by ebay. It means, other people cannot know true about him. It's also proof of ebay's position in my case (attachment #3).

I add the copy of ebay actions against me, which can stress their dishonest behavior.

I won some bids, paid for them, got positive feedbacks from 26 people from different countries. Ebay supported acecoins and cancelled them (attachment #4).

I'd like to restore my human dignity and reputation. I had difficult time during last month. I had been in hospital. My life has been destroyed, because I almost lost the trust in myself. I have been in depression; I couldn't have normal life, study and work. I haven't money to hire a lawyer, but I need to protect myself. I hope for restore of my life and democracy principles.

(Attachment 6)

I'd like to ask a court to get info about defendant #3, who has nick in ebay greatupnorth. According attachment #5 his name is Robert Baganz, but ebay didn't allow to open his registration info.

I'd like to stress about his national abusive expressions. He should be responsible for them.

I'd like to stress, eBay makes a policy of national discrimination, when it allows to put national abusive expressions on website. It protected 2 defendant and shown own position, when it cancelled my registration.

Based on Constitution of United States of America about equal rights for all nationalities, circumstances of my case, I'd like to ask court:

1. To put responsibility for discrimination of my rights and destroy of my reputation and human dignity on all defendants.
2. To impose a penalty in amount 9 millions of USD on eBay to restore my reputation among thousands people in world. It allows to put national discrimination info and supported 2 defendants in it.
3. To impose a penalty in amount 2 millions of USD on defendant #2 (ACE COINS)
4. To impose a penalty in amount 2 millions of USD on defendant #3(Robert Baganz)
5. To arrest the assets of all defendants to protect my interests till decision on my case will be made.
6. To restore my nick in ebay to give me chance to contact and inform ebay's customers about this situation and court decision.

Attachment 1

From collectibles to cars, buy and sell all kinds of items on eBay

home | pay | site map

Shop for items | Sell your item | Track your eBay

Back to My eBay — Home > Community > Feedback Forum > **Member Profile**

Member Profile: nycoin4me (23)

Feedback Score:	**23**	
Positive Feedback:	**89.7%**	
Members who left a positive:	26	
Members who left a negative:	3	
All positive feedback received:	122	

Learn about what these numbers mean.

Recent Ratings:

	Past Month	Past 6 Months	Past 12 Months
positive	98	122	122
neutral	0	0	0
negative	19	19	19

Bid Retractions (Past 6 months): 0

No longer a registered user
Member since: Jan-12-06
Location: United States
ID History

Contact Member

Feedback Received — **From Buyers** — **From Sellers** — **Left for Others**

141 feedback received by nycoin4me (0 ratings mutually withdrawn) Page 2

Comment	From		Date / Time	Item #
Great communication. A pleasure to do business with.	Seller	ejjak (1699)	Feb-21-06 08:28	5664951
Great communication. A pleasure to do business with.	Seller	ejjak (1699)	Feb-21-06 08:28	5664951
Thanks for fast payment. A+	Seller	fanie3 (1332)	Feb-21-06 05:12	6247526
Thanks for the smooth transaction. Highly recommend.	Seller	manmacsr (387)	Feb-21-06 04:18	5663937
Good buyer, item sent 2/21/06, Thank you	Seller	jo30131 (1013)	Feb-20-06 10:18	5662256
Good buyer, item sent 2/21/06, Thank you	Seller	jo30131 (1013)	Feb-20-06 10:18	5662256
NO PAY BIDDER ALERT FILED !!! PLEASE GO HOME TO YOUR PLANET AND STAY OFF EBAY!	Seller	acecoins3319 (5597)	Feb-20-06 09:51	8368983
Reply by nycoin4me: He put extra charge 30$ for shipping.Filed case			Feb-26-06 09:59	

on ebay.He didn't pay right fees			
WARNING DO NOT LET THIS PERSON BUY FROM YOU SHE DOESN'T PAY!!!	Seller acecoins3319 (5597)	Feb-20-06 09:45	8368982
Reply by nycoin4me: I agree to pay for winning bidds, but no extra charges after auction closed		Feb-26-06 10:10	
bidder buys item then wants to reduce price and shipping after!! one word waco!!	Seller acecoins3319 (5597)	Feb-20-06 09:42	8368981
quick payment, friendly buyer, pleasure to do business with	Seller margaret_dobson (3166)	Feb-18-06 00:12	5661867
always a pleasure to deal with	Seller margaret_dobson (3166)	Feb-18-06 00:12	6249785
quickly paid, friendly buyer, highly recommended	Seller margaret_dobson (3166)	Feb-18-06 00:09	5660489
always a pleasure to do business with	Seller margaret_dobson (3166)	Feb-18-06 00:09	5659486
always a pleasure to deal with	Seller margaret_dobson (3166)	Feb-18-06 00:09	5659494
always a pleasure to deal with	Seller margaret_dobson (3166)	Feb-18-06 00:08	5658968
always a pleasure to do business with	Seller margaret_dobson (3166)	Feb-18-06 00:08	5658665
EXAMPLORY EBAYER, TOP FLITE PHILATELIST. SUPER SMOOTH TRANSACTION AS ALWAYS.10++	Seller stormer19 (7028)	Feb-16-06 09:36	5665241
DOESN'T PAY!! CAN'T FOLLOW RULES OF AUCTION AND ITS OUR FAULT !!!!!	Seller acecoins3319 (5597)	Feb-16-06 08:19	8368982
CHANGE MY NAME? DON'T THINK SO 99.8 % POSITIVE FEEDBACK AND 8500+ TRANSACTIONS !	Seller acecoins3319 (5597)	Feb-16-06 08:16	8368983
THSI PERSON NEEDS TO GO BACK FROM WHAT EVER PLANET THEY CAME FROM!!!	Seller acecoins3319 (5597)	Feb-16-06 08:12	8368982
SOME PEOPLE JUST DON'T GET IT !!! OUR FEEDBACK SPEAKS FOR ITSELF!!	Seller acecoins3319 (5597)	Feb-16-06 08:07	8368983
some people just can't read and follow instructions ! no pay bidder alert filed	Seller acecoins3319 (	Feb-16-06 08:02	8368981

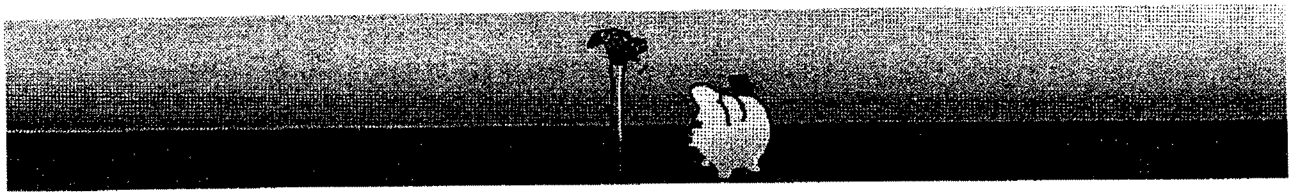
attachment 2

Yahoo! My Yahoo! Mail Make Yahoo! your home page

Search the Web [Search]

YAHOO! MAIL Welcome, **sendmeletternow**
[Sign Out, My Account]

Mail Home - Mail Tutorials - Help



Mail | **Addresses** | **Calendar** | **Notepad** | **What's New - Mail For Mobile - Upgrades - Options**

[Check Mail] [Compose] [Search Mail] [Search the Web]

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Get 1 month FREE

Folders [Add - Edit]

Inbox (111)
Draft
Sent
Bulk (2) [Empty]
Trash [Empty]

My Folders [Hide]

! (41)
!!!!! (10)
1 (4)
2 (9)
24at730am (6)
Aust territories (1)
Australia (7)
Japan
Korea
PayPal (56)
Poland (22)
all nations (11)
coins customers
cont
dispute (3)
ebay case (17)
kandaroo (13)
kokab
paid (52)
pr (10)

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[Delete] [Reply] [Forward] [Spam] [Move...]

This message is not flagged. [Flag Message - Mark as Unread] Printable View

Date: Fri, 17 Feb 2006 17:41:49 -0500

From: wolfes014@aol.com Add to Address Book Add Mobile Alert

Subject: Re: notice

To: sendmeletternow@yahoo.com

You have NO idea who I am, how I do my taxes or what I claim. What you did just made you a complete lier because I claim all of the income first and then pull out my actual postage which first of all is none of your business. Go back to your own country, obviously by the way you speak you are not from America and as for contacting eBay, I am a POWER SELLER, I have my own representative who contacts me personally. Believe me I have already let her know about you. Do you think they want to deal with little idiots like you or people like me who make them thousands of dollars a month. Get a clue, please. Go make your unfounded accusations somewhere else. And get a life, my god you must be so bored and you call your self a religious person, religious people do not spread malicious lies about people before they find out the facts, you even lied in your feedback and said I charged you $50 over for shipping, for that you will go to hell. Have a great day and God Bless you, your going to need it. Also I have spamed your email and blocked you from everything, So you can keep all of your final thoughts to yourself. You know I refused in the beginning to stoop to your level but now your lies have just pushed me to far.

-----Original Message-----
From: 1 2 <sendmeletternow@yahoo.com>
To: wolfes014@aol.com
Sent: Thu, 16 Feb 2006 06:01:12 -0800 (PST)
Subject: Re: notice

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YAHOO! MAIL Welcome, **sendmeletternow** [Sign Out, My Account]

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Check Mail | Compose | Search Mail | Search the Web

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Folders [Add - Edit]

- **Inbox (118)**
- Draft
- Sent
- Bulk [Empty]
- Trash [Empty]

My Folders [Hide]

- **! (42)**
- **!!!!! (10)**
- **1 (4)**
- **2 (9)**
- **24at730am (6)**
- **Aust territories (1)**
- **Australia (7)**
- Japan
- Korea
- **PayPal (57)**
- **Poland (22)**
- **all nations (11)**
- coins customers
- cont
- **dispute (3)**
- **ebay case (17)**
- **kandaroo (13)**
- kokab
- **paid (52)**
- **pr (10)**
- **pro (73)**
- **projects (85)**
- sport

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Delete | Reply | Forward | Spam | Move...

This message is not flagged. [Flag Message - Mark as Unread]

To: sendmeletternow@yahoo.com
From: "eBay Member: nycoin4me" <member@ebay.com> Add to Address Book Add M
Subject: Seller asked for additional fees after listing ended
Date: Sun, 26 Feb 2006 10:31:23 PST

Problems with Other Members > Problems with sellers > Seller aske
additional fees after listing ended

Concern with user: acecoins3319

Item # involved:

Supporting email from member: I wrote you e-mail 1 week ago to hel
my situation. You didn't answer me. Instead, you closed my access
ebay. Does it mean acecoins3319 right? He put minimum amount for
pay you minimum fee. After ebay auction closed he asked 50$ extra
which he didn't pay any fee for you. You helped him. Do you like a
seller, who pays just minimum fee for you? He put abussive feedba
racial discrimination for me. I started case against him.
He wrote me e-mails, where he told your special ebay person allows
to do so. Please, confirm me, his actions to avoid fee payment fo
service and continue racial descrimination are permitted by ebay
need your e-mail for my lawyer.
all his e-mails will be in court room

Customer concern: I wrote you e-mail 1 week ago to help in my
situation. You didn't answer me. Instead, you closed my access to
mean acecoins3319 right? He put minimum amount for item and pay yo
minimum fee. After ebay auction closed he asked 50$ extra, on whi
didn't pay any fee for you. You helped him. Do you like a seller,
just minimum fee for you? He put abussive feedback about racial
discrimination for me. I started case against him.
He wrote me e-mails, where he told your special ebay person allows
to do so. Please, confirm me, his actions to avoid fee payment fo
service and continue racial descrimination are permitted by ebay
need your e-mail for my lawyer.

Yahoo! My Yahoo! Mail Make Yahoo! your home page Search the Web Search

YAHOO! MAIL Welcome, **sendmeletternow** [Sign Out, My Account] Mail Home - Mail Tutorials - Help

College grads earn up to **300%** more than high school grads
☐ True ☐ False

Mail Addresses Calendar Notepad What's New - Mail For Mobile - Upgrades - Options
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Folders [Add - Edit]
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- sport

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Date:	Sun, 26 Feb 2006 16:19:10 -0800
From:	siteemail@ebay.com Add to Address Book Add Mobile Alert
To:	sendmeletternow@yahoo.com
Subject:	Removal of Your Feedback

Dear nycoin4me,

Due to your recent indefinite suspension, eBay has removed all feedback you have left for other users. This includes positive, neutral and negative feedback ratings and comments.

eBay removes feedback when a user is indefinitely suspended for certain policy violations within 90 days of registration. eBay takes the position that members indefinitely suspended soon after registration shouldn't be able to permanently impact another member's account.

Any feedback you have received will remain in your profile. If your account is reinstated, your feedback will be visible to other members of the community.

Regards,
eBay

Learn how you can protect yourself from spoof (fake) emails at:
http://pages.ebay.com/education/spooftutorial

This administrative email was sent to sendmeletternow@yahoo.com from eBay. Your account is registered on www.ebay.com. As outlined in our User Agreement, eBay will periodically send you information about site changes and enhancements.If you would like to receive this email in text format, change your notification preferences.

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User Agreement: http://pages.ebay.com/help/policies/user-agreement.html

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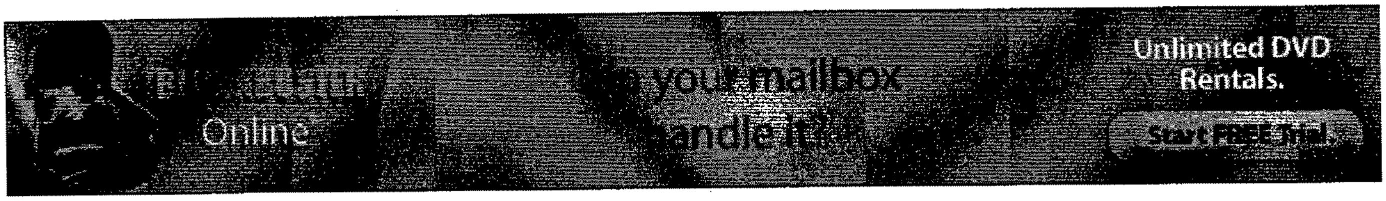
YAHOO! MAIL Welcome, sendmeletternow [Sign Out, My Account] Mail Home - Mail Tutorials - Help



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Vonage: Best Offer Yet Get 1 month FREE

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To: sendmeletternow@yahoo.com

From: aw-confirm@ebay.com Add to Address Book Add Mobile Alert

Subject: eBay Bid Cancellation Notice - Item 5631424550: Fish - Sahara Occ. R.A.S.D.

Date: Sun, 26 Feb 2006 10:18:01 PST

Dear eBay Community Member,

The bid that you entered for the item
http://cgi.ebay.com/ws/eBayISAPI.dll?ViewItem&item=5631424550
has been cancelled.

You can view the reason provided for the cancellation by selectin
(bid history) link from the individual item page.

Regards,
eBay